

UNITED STATES DISTRICT COURT

FILED  
CLERKS OFFICE

District of Massachusetts

2005 FEB -7 P 2:20

ELAINE CHAO, Secretary of Labor,  
U.S. Department of Labor

V.

David J. Howe, Landscape Design, Inc.  
and Lanscape Design, Inc. Profit Sharing  
Plan

SUMMONS IN A CIVIL ACTION  
DISTRICT OF MASS.

CASE NUMBER:

04-12140 MEL

TO: (Name and address of Defendant)

David J. Howe  
12 Stewart Street  
Sudbury, Massachusetts 01776

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

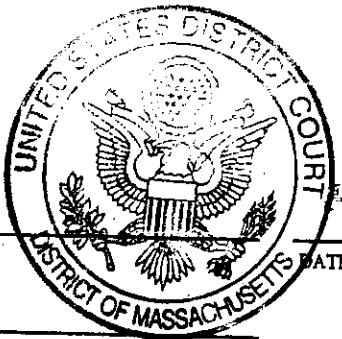
Attorney Ivelisse Berio Lebeau  
Office of the Regional Solicitor  
JFK Federal Building - Room E-375  
Boston, Massachusetts 02203

an answer to the complaint which is served on you with this summons, within 30 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

TONY ANASTAS

CLERK

(By) DEPUTY CLERK



FEB 12 2005

DATE

AO 440 (Rev. 8/01) Summons in a Civil Action

**RETURN OF SERVICE**

Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE February 2nd, 2005
NAME OF SERVER (PRINT) Steve Kalil	TITLE Constable and Disinterested Person

Check one box below to indicate appropriate method of service

☒ Served personally upon the defendant. Place where served: 22 Union Avenue, Ste. 9, in said Sudbury, Massachusetts.

☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person with whom the summons and complaint were left:

☐ Returned unexecuted:

☐ Other (specify):

**STATEMENT OF SERVICE FEES**

TRAVEL \$15.00***	SERVICES \$35.00***	TOTAL \$0.00
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**DECLARATION OF SERVER**

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on February 2nd, 2005  
Date



Signature of Server  
Steve Kalil, Constable and Disinterested Person

47 Harvard Street, Worcester, MA 01609  
Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.